

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

United States of America,

Plaintiff,

Case No: 2:22-CR-20221

Honorable George Caram Steeh

vs.

LeMarke Gates,

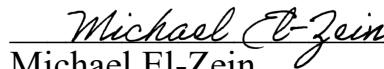
Defendant.

Declaration of Publication

In accordance with 21 U.S.C. § 853(n)(1) and Rule 32.2(b)(6)(C) of the Federal Rules of Criminal Procedure, notice of the forfeiture was posted on an official government internet site (www.foreiture.gov) for at least thirty (30) consecutive days, beginning July 13, 2022, and ending on August 11, 2022, as evidenced by Attachment 1.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 26, 2022 within the United States.



Michael El-Zein
Assistant United States Attorney

Attachment 1

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
COURT CASE NUMBER: 2:22-CR-20221; NOTICE OF FORFEITURE**

Notice is hereby given that on July 12, 2022, in the case of U.S. v. LeMarke Gates, Court Case Number 2:22-CR-20221, the United States District Court for the Eastern District of Michigan entered an Order condemning and forfeiting the following property to the United States of America:

JP Morgan Chase Bank, Checking Acct. #843108010, VL: \$10,467.55 Acct# 843108010 (21-DEA-683404) which was seized from Lemarque Gates aka Lemarle Gates on September 02, 2021 at JP Morgan Chase Bank, 700 Kansas Lane, located in Monroe, LA

Smith & Wesson SD9VE 9mm Pistol with Magazine and Ammunition, VL: \$381.00 (21-DEA-683741), including the following items: 1 Smith & Wesson SD9VE 9mm Pistol, Ser No: FYU5930; 1 9mm Magazine; 13 Rounds of Ammunition which was seized from Lemarque Gates aka Lemarle Gates on September 02, 2021 at 9570 Piedmont Street, located in Detroit, MI

Smith & Wesson M&P9 9mm Pistol with Magazine and Ammunition, VL: \$222.00 (21-DEA-683790), including the following items: 1 Smith & Wesson M&P9 9mm Pistol, Ser No: DVE1647; 1 9mm Magazine; 7 Rounds of 9mm Ammunition which was seized from Lemarque Gates aka Lemarle Gates on September 02, 2021 at 9570 Piedmont Street, located in Detroit, MI

Taurus PT-709 9mm Pistol with Magazine and Ammunition, VL: \$201.99 (21-DEA-683795), including the following items: 1 Taurus PT-709 9mm Pistol, Ser No: TDT03034; 1 9mm Magazine; 7 Rounds of 9mm Ammunition which was seized from Lemarque Gates aka Lemarle Gates on September 02, 2021 at 9570 Piedmont Street, located in Detroit, MI

Del-Ton Inc. DTI-15 5.56mm Rifle with Magazine and Ammunition, VL: \$377.00 (21-DEA-683798), including the following items: 1 Del-Ton Inc. DTI-15 5.56mm Rifle, Ser No: DTI-S170069; 1 5.56mm Magazine; 30 Rounds of 5.56mm Ammunition which was seized from Lemarque Gates aka Lemarle Gates on September 02, 2021 at 9570 Piedmont Street, located in Detroit, MI

Assorted Magazines and Ammunition, VL: \$11.00 (21-DEA-683828), including the following items: 1 9mm Magazine; 1 .223 Caliber/5.56mm Magazine; 1 9mm Magazine; 1 .40 Caliber Magazine; 1 Magazine; 20 Rounds of 9mm Ammunition; 7 Rounds of .40 Caliber Ammunition; 50 Rounds of 9mm Ammunition; 10 Rounds of .40 Caliber Ammunition; 2 Rounds of .22 Caliber Ammunition; 2 Rounds of .22 Caliber Ammunition which was seized from Lemarque Gates aka Lemarle Gates on September 02, 2021 at 9570 Piedmont Street, located in Detroit, MI

JP Morgan Chase Bank, \$100,000.00 Cashier's Check #4556945545 attributable to five cashier's checks Acct# 4556945545 (22-DEA-685662) which was seized from Lemarke Gates aka ... and Tiera Unique Williams-Gates aka.. on November 06, 2021 at JP Morgan Chase Bank, 700 Kansas Lane, located in Monroe, LA

The United States hereby gives notice of its intent to dispose of the forfeited property in such manner as the United States Attorney General may direct. Any person, other than the defendant(s) in this case, claiming interest in the forfeited property must file an ancillary petition within 60 days of the first date of publication (July 13, 2022) of this Notice on this official government internet web site, pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(n)(1). The ancillary petition must be filed with the Clerk of the Court, 231 W. Lafayette, Detroit, MI 48226, and a copy served upon Assistant United States Attorney Michael El-Zein, 211 W. Fort Street, Suite 2001, Detroit, MI 48226. The ancillary petition shall be signed by the petitioner under penalty of perjury and shall set forth the nature and extent of the petitioner's right, title or interest in the forfeited property, the time and circumstances of the petitioner's acquisition of the right, title and interest in the forfeited property and any additional facts supporting the petitioner's claim and the relief sought, pursuant to 21 U.S.C. § 853(n).

Following the Court's disposition of all ancillary petitions filed, or if no such petitions are filed, following the expiration of the period specified above for the filing of such ancillary petitions, the United States shall have clear title to the property and may warrant good title to any subsequent purchaser or transferee.

The government may also consider granting petitions for remission or mitigation, which pardon all or part of the property from the forfeiture. A petition must include a description of your interest in the property supported by documentation; include any facts you believe justify the return of the property; and be signed under oath, subject to the penalty of perjury, or meet the requirements of an unsworn statement under penalty of perjury. See 28 U.S.C. Section 1746. For the regulations pertaining to remission or mitigation of the forfeiture, see 28 C.F.R. Sections 9.1 - 9.9. The criteria for remission of the forfeiture are found at 28 C.F.R. Section 9.5(a). The criteria for mitigation of the forfeiture are found at 28 C.F.R. Section 9.5(b). The petition for remission need not be made in any particular form and may be filed online or in writing. You should file a petition for remission not later than 11:59 PM EST 30 days after the date of final publication of this notice. See 28 C.F.R. Section 9.3(a). The <https://www.forfeiture.gov/FilingPetition.htm> website provides access to a standard petition for remission form that may be mailed and the link to file a petition for remission online. If you cannot find the desired assets online, you must file your petition for remission in writing by sending it to Assistant United States Attorney Michael El-Zein, 211 W. Fort Street, Suite 2001, Detroit, MI 48226. This website provides answers to frequently asked questions (FAQs) about filing a petition for remission. You may file both an ancillary petition with the court and a petition for remission or mitigation.



Advertisement Certification Report

The Notice of Publication was available on the www.forfeiture.gov web site for at least 18 hours per day between July 13, 2022 and August 11, 2022. Below is a summary report that identifies the uptime for each day within the publication period and reports the results of the web monitoring system's daily check that verifies that the advertisement was available each day.

U.S. v. LeMarke Gates

Court Case No: 2:22-CR-20221
For Asset ID(s): See Attached Advertisement Copy

| Consecutive Calendar Day Count | Date Advertisement Appeared on the Web Site | Total Hours Web Site was Available during Calendar Day | Verification that Advertisement existed on Web Site |
|--------------------------------|---|--|---|
| 1 | 07/13/2022 | 23.9 | Verified |
| 2 | 07/14/2022 | 23.9 | Verified |
| 3 | 07/15/2022 | 23.9 | Verified |
| 4 | 07/16/2022 | 23.9 | Verified |
| 5 | 07/17/2022 | 23.9 | Verified |
| 6 | 07/18/2022 | 23.9 | Verified |
| 7 | 07/19/2022 | 23.9 | Verified |
| 8 | 07/20/2022 | 23.9 | Verified |
| 9 | 07/21/2022 | 23.9 | Verified |
| 10 | 07/22/2022 | 23.9 | Verified |
| 11 | 07/23/2022 | 23.8 | Verified |
| 12 | 07/24/2022 | 23.9 | Verified |
| 13 | 07/25/2022 | 23.9 | Verified |
| 14 | 07/26/2022 | 23.9 | Verified |
| 15 | 07/27/2022 | 23.9 | Verified |
| 16 | 07/28/2022 | 23.9 | Verified |
| 17 | 07/29/2022 | 23.9 | Verified |
| 18 | 07/30/2022 | 24.0 | Verified |
| 19 | 07/31/2022 | 23.9 | Verified |
| 20 | 08/01/2022 | 23.9 | Verified |
| 21 | 08/02/2022 | 23.8 | Verified |
| 22 | 08/03/2022 | 23.9 | Verified |
| 23 | 08/04/2022 | 23.9 | Verified |
| 24 | 08/05/2022 | 23.9 | Verified |
| 25 | 08/06/2022 | 23.8 | Verified |
| 26 | 08/07/2022 | 23.8 | Verified |
| 27 | 08/08/2022 | 23.9 | Verified |
| 28 | 08/09/2022 | 23.9 | Verified |
| 29 | 08/10/2022 | 23.8 | Verified |
| 30 | 08/11/2022 | 23.9 | Verified |

Additional log information is available and kept in the archives for 15 years after the asset has been disposed.